

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) **Kenneth George Brash**

Conf. No. **6912**

Serial No.: **09/980,676**

Filing Date: **May 9, 2002**

Title: **FUMIGATION APPARATUS**

Group

Art Unit: **1761**

Examiner: **Arthur L. Corbin**

**This Response to Office Action
is being electronically filed with
USPTO's EFS-WEB, on this date
August 9, 2007.**

Docket No.: **7383-72371**

Customer No.: **22242**

Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

PETITION TO RESET DUE DATE

Applicant hereby petitions the Commissioner to reset the time for response to office communication in the above-identified application, since the office of the undersigned has not received the Office Action by mail.


A Request for Continued Examination was filed by the Applicant on January 26, 2007, and a follow-up date of July 26, 2007, was entered into Fitch, Even, Tabin & Flannery's docket system. Upon the follow-up check on July 30, 2007, it was discovered that an office communication was issued showing a mail date of April 9, 2007, and a term of response of 1 (one) month. However, as can be seen from our docket printout, no papers from the United States Patent and Trademark office were ever received in the above application between January 26 and July 30, 2007. Attached is a copy of print-out from the docket system of Fitch, Even, Tabin & Flannery

dated July 30, 2007 showing the application information, and the first page of the office communication obtained from PAIR and docketed on July 31, 2007. Our office contacted Examiner Corbin on August 2, 2007, and notified him that the Office Action has not been received by mail and was only discovered recently.

Based on the above, Applicant respectfully requests to grant this petition and to reset the mail date of the office communication to July 30, 2007, and to consider the response to the Office Action mailed herewith to be timely filed within 1(one) month term.

The Commissioner is hereby authorized to charge any fees which may be required in this communication under 37 C.F.R. §§1.16-1.17 to Deposit Account No. 06-1135.

Respectfully submitted,
FITCH, EVEN, TABIN & FLANNERY



James P. Krueger
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Dated: August 9, 2007

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Invention Information:

Client-Matter	7383-72371	Client Ref.:	
Client	GRIFFITH HACK		
Disclosure Status:	Filed	Disclosure Date:	
Owner:	Not Available		
Title:	FUMIGATION APPARATUS		
Fitch Attorneys:	KHS LIS		
Inventor(s):	BRASH		
Abstract:			
Remarks:			

Application Information for

United States of America

Case Type: RCE
Agent:

Status: Pending

Application #	09/980,676	Filing Date	10-19-2001
Publication #		Publication Date	
Patent #		Issue Date	
Parent/PCT #		Parent/PCT Date	
Parent Patent #		Parent Issue Date	
Confirmation #	6912	Expiration Date	
Tax Schedule	LE	Patent Term Adj (days)	0
Remarks	PRIORITY ALSO: PCT/AU00/00336 FILED 4/19/00 10/19/01 SENT TO PTO WITH PRELIMINARY AMENDMENT 3/29/02 FILED ASSIGNMENT 4/23/02 DECLARATION 4/10/02 ASIAWORLD SHIPPING SERVICES PTY LTD. REEL 012781 FRAME 0993 4/10/02 ASIAWORLD SHIPPING SERVICES PTY LTD. REEL 012782 FRAME 0088 6/21/02 RECEIVED FILING RECEIPT From Conversion Priority Number: PP 9857 From Conversion Priority Date: 4/20/1999 10/5/04 ADVISORY ACTION 11/12/04 FILED RCE 12/22/04 FILE SUPPLEMENTAL IDS 1/24/06 FILED SECOND SUPPLEMENTAL IDS 5/3/06 SUPPLEMENTAL IDS 1/26/07 FILED RCE		

Docketed Dates

Action Due	Due Date	Type	Date Taken
Information Disclosure Stmtnt	01/19/2002	Due Date	03/05/2002
US-Missing requirements	05/15/2002	Due Date	04/23/2002
6 Month Final	04/28/2004	Final	04/28/2004
3 Month Due Date	10/14/2004	Due Date	09/16/2004
1st Extension	11/14/2004	Reminder	11/12/2004
6 Month Final	07/14/2005	Final	07/13/2005
6 Month Final	05/03/2006	Final	05/03/2006
Final Rejection Final Date	01/27/2007	Final	01/26/2007
US-Final Office Follow Up Date	07/26/2007	Due Date	

Print-out from the CPI system
of Fitch, Even, Tabin &
Flannery

US

Country Application

Thursday, July 26, 2007

Page: 1

Client-Matter: 7383-72371	Country: US	SubCase:
Client: GRIFFITH HACK	United States of America	
Case Type: RCE	Application Status: Pending	
Application Number: 09/980,676	Filing Date: 19-Oct-2001	
Publication Number:	Publication Date:	
Patent Number:	Issue Date:	
Parent/PCT Number:	Parent/PCT Date :	
Parent Issue Number:	Parent Issue Date :	
Tax Schedule: LE	Expiration Date:	
Confirmation #: 6912	Patent Term Adjustment: 0	
Agent:	Agent Reference #:	

Family Reference:

List Of Actions

Action(s) Due	Due Date		Action Taken
Information Disclosure Strmnt	19-Jan-2002	Due Date	05-Mar-2002
US-Missing requirements	15-May-2002	Due Date	23-Apr-2002
6 Month Final	28-Apr-2004	Final	28-Apr-2004
3 Month Due Date	14-Oct-2004	Due Date	16-Sep-2004
1st Extension	14-Nov-2004	Reminder	12-Nov-2004
6 Month Final	14-Jul-2005	Final	13-Jul-2005
6 Month Final	03-May-2006	Final	03-May-2006
Final Rejection Final Date	27-Jan-2007	Final	26-Jan-2007
US-Final Office Follow Up Date	26-Jul-2007	Due Date	

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of Fitch, Even, Tabin &
Flannery

User ID: dgroch
Date Created: 16-Nov-2001
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UNITED STATES PATENT AND TRADEMARK OFFICE

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UNITED STATES DEPARTMENT OF COMMERCE
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/980,676	05/09/2002	Kenneth George Brash	7383-72371	6912

22242 7590 04/09/2007
FITCH EVEN TABIN AND FLANNERY
120 SOUTH LA SALLE STREET
SUITE 1600
CHICAGO, IL 60603-3406

DOCKETED

JUL 31 2007

Due 5/9/07 BY: [Signature]

EXAMINER

CORBIN, ARTHUR L

ART UNIT	PAPER NUMBER
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1761

SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE
31 DAYS	04/09/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.